



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Darin Trees )  
For: Therapeutic Exercise Device ) Conf. No. 6098  
Serial No.: 10/695,117 ) Art Unit: 3764  
Filed: October 28, 2003 ) Examiner: Lori Baker Amerson

### AMENDMENT/RESPONSE TO OFFICE ACTION

December 14, 2007

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is an Amendment/Response to an Office Action which was mailed on November, 2007 in connection with the application identified above, along with a postcard receipt addressed to Applicant's attorney. Please file the Amendment/Response, mark the postcard with the date of receipt and return it to the undersigned attorney. Thank you for your cooperation.

Sincerely,

David J. Hill  
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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with postage prepaid in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on December 14, 2007.

  
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Donna Guy  
Date of Signature: December 14, 2007



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Sir:

This is a response to the Office Action that was mailed on November 28, 2007. Claims 1 and 4-9 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 4,638,793 of Therkorn. Claims 10-20 have been allowed, and objection has been raised to claims 2 and 3 as being dependent on a rejected base claim. Applicant has now amended claim 1 (and by dependency therefrom, claims 2-9) to distinguish his invention from the cited reference.

In addition, Applicant offers the following remarks to address the rejections of his claims and respectfully request reconsideration of the application in view of such amendments and remarks.